Serial No. 10558845

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via EFS on August 12, 2010 (date).

Signature

/david r. josephs/

Certifier: David R. Josephs

PATENT Attorney Docket No.: N22P1248US Confirmation No. 7085

## IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant : FERGUSON, Patrick

Serial No. : 10558845

Filed : August 21, 2006

Title : HEATER ELEMENT FOR THE INNER SOLE

OF A FOOTWEAR

Examiner : PRANGE, Sharon Art Unit: 3728

Assistant Commissioner for Patents Washington DC 20231

## AFTER FINAL AMENDMENT WITH RCE

Sir:

Applicant is in receipt of the final office action dated April 13, 2010. Enclosed is a Petition for a One Month Extension of Time and associated fee to extend the time to respond from July 13, 2010 to August 13, 2010. Also, applicant enclosed a Request for Continued Examination (RCE) along with the associated RCE fee.

In response to the non-final Office Action mailed April 13, 2010, please amend the aboveidentified application as follows.

Amendments start on page 2.

Remarks start on page 6.